



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

MAR 09 2006

VIA FACSIMILE & HAND DELIVERY

Donald F. McGahn, II, Esq.
General Counsel
National Republican Congressional Committee
320 First Street, SE
Washington, DC 20003

RE: MUR 5305

Dear Mr. McGahn:

This is in reference to the complaint the National Republican Congressional Committee filed with the Federal Election Commission on September 26, 2002, with respect to: James M. Rhodes; Rhodes Design and Development Corporation ("RDDC"); others associated with RDDC, including James A. Bevan, Donna Escoto, Lori J. Marko, Mona M. Wilcox, Ronald E. Gillette, Nadine Giudicessi, Gary Giudicessi, Dean L. Griffith, Dirk P. Griffith, Margaret Hester, Kevin Hester, Nancy D. Kurtik, Kathryn J. Sanucci, and Andrea J. Zoanni; Dario Herrera; Herrera for Congress and Michael W. Kern, in his official capacity as treasurer; Free Cuba PAC and Mario L. Del Valle, in his official capacity as treasurer; Jorge Mas Santos; and Aleyda Mas. Based on information provided in the complaint, the Commission found that there was reason to believe that: James M. Rhodes and RDDC knowingly and willfully violated 2 U.S.C. §441f, 441a(a)(1)(A), and 441b(a); Bravo, Inc. d/b/a/ Rhodes Framing ("Bravo") knowingly and willfully violated 2 U.S.C. §§ 441f and 441b(a); Rhodes Ranch General Partnership ("Rhodes Ranch") knowingly and willfully violated 2 U.S.C. §§ 441f and 441a(a)(1)(A); Dario Herrera knowingly and willfully violated 2 U.S.C. §§ 441f, 441b(a) and 441a(f) and Herrera for Congress and Michael W. Kern, in his official capacity as treasurer, knowingly and willfully violated 2 U.S.C. §§ 441f, 441b(a), 441a(f) and 434(b); and James A. Bevan, Nadine Giudicessi, Donna Escoto, Lori J. Marko, Mona M. Wilcox, Ronald E. Gillette, Gary Giudicessi, Dean L. Griffith, Dirk P. Griffith, Margaret Hester, Kevin Hester, Nancy D. Kurtik, Kathryn J. Sanucci, and Andrea J. Zoanni violated 2 U.S.C. § 441f, provisions of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation into the matter. The Commission also found that there is no reason to believe that Free Cuba PAC and Mario L. Del Valle, in his official capacity as Treasurer, Jorge Mas Santos or Aleyda Mas violated 2 U.S.C. § 441f.

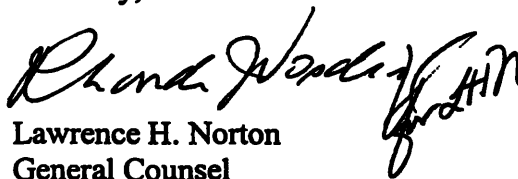
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On September 20, 2005, the Commission accepted a conciliation agreement signed by respondent James M. Rhodes, on behalf of himself, RDDC, Bravo, and Rhodes Ranch, as well as conciliation agreements signed by James A. Bevan and Nadine Giudicessi. After considering the circumstances of this matter, the Commission determined to take no further action as with respect to: Dario Herrera, Herrera for Congress and Michael W. Kern, in his official capacity as treasurer; Donna Escoto; Lori J. Marko; Mona M. Wilcox; Ronald E. Gillette; Gary Giudicessi; Dean L. Griffith; Dirk P. Griffith; Margaret Hester; Kevin Hester; Nancy D. Kurtik; Kathryn J. Sanucci; and Andrea J. Zoanni. The Commission also closed the file.

Copies of the dispositive General Counsel's Reports as well as the conciliation agreements are enclosed for your information. Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8).

If you have any questions, please contact Marianne Abely, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,


Lawrence H. Norton
General Counsel

Enclosures
General Counsel's Reports
Conciliation Agreements

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